

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

VIASAT, INC.,

Plaintiff,

v.

**WESTERN DIGITAL CORPORATION
and WESTERN DIGITAL
TECHNOLOGIES, INC.,**

Defendants.

Case No. 6:21-cv-01230-ADA

JURY TRIAL DEMANDED

**STIPULATION AND ORDER DISMISSING WITHOUT PREJUDICE DEFENDANT
WESTERN DIGITAL CORPORATION**

Plaintiff Viasat, Inc. and Defendants Western Digital Corporation and Western Digital Technologies, Inc. hereby move for an order dismissing all claims in this action against Western Digital Corporation WITHOUT PREJUDICE and according to the terms of the Agreement between the parties. Each party is to bear its own costs, expenses, and attorneys' fees.

The parties further stipulate that, should a dispute arise between the parties regarding the Agreement during the pendency of this litigation, any dispute will be heard by the judge that is presiding over the case at the time.

Dated: June 3, 2022

By: /s/ Melissa R. Smith

Melissa R. Smith, State Bar No. 24001351
GILLAM & SMITH, LLP
303 South Washington Avenue
Marshall, Texas 75670
Telephone: (903) 934-8450
Facsimile: (903) 934-9257
melissa@gillamsmithlaw.com

J. Scott McBride (*Pro Hac Vice*)
Matthew R. Ford (*Pro Hac Vice*)
Nevin M. Gewertz (*Pro Hac Vice*)
BARTLIT BECK LLP
54 West Hubbard Street
Chicago, Illinois 60654
Telephone: (312) 494-4400
Facsimile: (312) 494-4440
scott.mcbride@bartlitbeck.com
matthew.ford@bartlitbeck.com
nevin.gewertz@bartlitbeck.com

Nosson D. Knobloch (*Pro Hac Vice*)
Meg E. Fasulo (*Pro Hac Vice*)
BARTLIT BECK LLP
1801 Wewatta Street, Suite 1200
Denver, Colorado 80202
Telephone: (303) 592-3100
Facsimile: (303) 592-3140
nosson.knobloch@bartlitbeck.com
meg.fasulo@bartlitbeck.com

Attorneys for Plaintiff Viasat, Inc.

By: /s/ L. Kieran Kieckhefer

L. Kieran Kieckhefer (*Pro Hac Vice*)
SHEARMAN & STERLING LLP
535 Mission Street, 25th Floor
San Francisco, CA 94105
Telephone: (415) 616-1124
Facsimile: (415) 616-1199
kieran.kieckhefer@shearman.com

David P. Whittlesey, State Bar No. 00791920
SHEARMAN & STERLING LLP
300 West 6th Street, 22nd Floor
Austin, Texas 78701
Telephone: (512) 647-1907
Facsimile: (512) 857-6602
david.whittlesey@shearman.com

Matthew G. Berkowitz (*Pro Hac Vice*)
Patrick R. Colsher (*Pro Hac Vice*)
Lillian J. Mao (*Pro Hac Vice*)
Yue (Joy) Wang (*Pro Hac Vice*)
SHEARMAN & STERLING LLP
1460 El Camino Real, 2nd Floor
Menlo Park, CA 94025
Telephone: (650) 838-3600
Facsimile: (650) 838-5141
matt.berkowitz@shearman.com
patrick.colsher@shearman.com
lillian.mao@shearman.com
joy.wang@shearman.com

Ahmed E. ElDessouki (*Pro Hac Vice*)
SHEARMAN & STERLING LLP
599 Lexington Avenue
New York, NY 10022
Telephone: (212) 838-4000
Facsimile: (646) 848-4908
ahmed.eldessouki@shearman.com

Attorneys for Defendants Western Digital Corporation and Western Digital Techs., Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on all counsel of record via the Court's ECF system

/s/ Melissa R. Smith